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FACSIMILE TRANSMISSION

PLEASE DELIVER THE FOLLOWING PAGES

TO : Ms. Karen Smith

COMPANY/FIRM : United States Patent and Trademark Office

FACSIMILE NO.: (703) 308-7749

FROM : David J. Kerwick (x493)

TOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 6

DATE : February 4, 2003

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL BACK AS SOON AS POSSIBLE TO (212) 278-0400.

DOCKET: 2048/51320-AB US Serial Number: 09/852,238

Per your request, here is the Request for Transfer of Computer Readable Form.

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Dkt. No. 51320-AB/JPW/MAF/DJK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Graham P. Allaway, et al.
Serial No. : 09/852,238
Filed : May 9, 2001
For : USES OF A CHEMOKINE RECEPTOR FOR INHIBITING
HIV-1 INFECTION

1185 Avenue of the Americas
New York, New York 10036
February 4, 2003

FACSIMILE CERTIFICATION OF TRANSMISSION
IN CONNECTION WITH THE ABOVE-IDENTIFIED APPLICATION

Date of Facsimile: February 4, 2003. I hereby certify that this paper is being transmitted to the U.S. Patent and Trademark Office on the date indicated above by facsimile and is addressed to U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202 Attn: Karen Smith.

Printed Name: David J. Kenwick

Respectfully submitted,

Mark A. Farley

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U.S. Patent and Trademark Office, P.O. Box 2327
Arlington, VA 22202
Attn: Karen Smith

Ms Smith:

REQUEST FOR TRANSFER OF COMPUTER READABLE FORM

On October 7, 2002, applicants' representatives received a Notice To Comply with Requirements For Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures which had been mailed by the Patent Office in connection with the above-identified application on October 2, 2002. Upon reviewing their file concerning this matter, applicants' representatives determined that a similar Notice To Comply with Requirements For Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures had previously been received on October 22, 2001 and that applicants had responded to the October 22, 2001 Notice by submission of an Amendment dated December 18, 2001 including a paper copy of the Sequence Listing, a diskette containing a Computer Readable Form of the Sequence Listing and a Statement In Accordance With 37 C.F.R. §1.821(f) stating that the paper copy and the computer readable form contain the same

Applicants: Graham P. Allaway, et al.
Serial No.: 09/852,238
Filed : May 9, 2001
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information. It was additionally determined that a return post card had been transmitted with the December 18, 2001 Amendment, which post card listed the paper copy of the Sequence Listing, the diskette containing the Computer Readable Form of the Sequence Listing and the Statement. This post card was stamped on January 30, 2002 by the Patent and Trademark Office ("Office") acknowledging the Office's receipt of the aforementioned items and returned to the applicants' representatives who placed the card in the file.

Based on the above, applicants' representative telephoned the number provided in the Notice and spoke with Ms. Karen Smith. At the request of applicants' representative, Ms. Smith reviewed the Office records and located the paper copy of the December 18, 2001 response. She was, however, was unable to locate the diskette containing the Computer Readable Form, receipt of which had been previously acknowledged by the Office as noted above. Ms. Smith and her colleague, Ms. Anne-Marie Corrigan noted that the Sequence Listing for this file is identical to the Sequence Listing of the parent application, Serial No. 09/724,105. Ms. Smith and Ms. Corrigan therefore recommended to applicants' representative that a Request for Transfer of Computer Readable Form be submitted to the Office by facsimile to transfer the Computer Readable Form of record in the 09/724,105 application to the current application. Ms. Smith also advised applicants' representative that upon receipt of the aforementioned Request for Transfer, the Office would issue a Notice of Withdrawal, withdrawing the October 2, 2002 Notice To Comply with Requirements For Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures.

Pursuant to the facts set forth above, applicants request that

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this Communication be treated as a Request for Transfer of Computer Readable Form. The computer readable form of the Sequence Listing in this application, 09/852,238 is identical with the computer readable form submitted in Application Number 09/724,105, filed November 20, 2000. In accordance with 37 C.F.R. §1.821(e), please use the computer readable form submitted on July 23, 2002 in the 09/724,105 application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary changes in the application number and filing date for the computer readable form that will be used for the instant application. A paper copy of the Sequence Listing was included in the December 18, 2001 amendment for incorporation into the specification. Receipt of this amendment was, as mentioned above, acknowledged by return post card from the Office on January 30, 2002 and confirmed by Ms. Smith during the telephone conversation with the applicants' representative. Applicants therefore are not submitting a paper copy of the Sequence Listing with this Request.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicant's undersigned attorneys invite the Examiner to telephone either of them at the number provided below.

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No fee is deemed necessary with the filing of this request. Specifically, no fee for an extension of time for responding to the Notice To Comply with Requirements For Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures is believed to be due since applicants' representatives were informed that the subject Notice is to be withdrawn based upon filing this submission. However, if any fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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